

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
01136; 190252-1850

First Named Inventor: **Jordan**

Confirmation No. **5128**

Application No.: **10/098,698**

Group Art Unit: **2617**

Filed: **March 15, 2002**

Examiner: **Daniel Jr., Willie J.**

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
FAX (703-872-9306)

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and patent applications filed before June 8, 1995, and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition Fee

- ☐ Small entity – fee **\$810.00** (37 C.F.R. 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity – fee **\$1,620.00** (37 C.F.R. 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of **Response to Non-Final Office Action issued November 26, 2008** (identify type of reply):

- ☐ has been filed previously on ____.
- ☒ is enclosed herewith.

B. The issue fee of \$ ____

- ☐ has been paid previously on ____.
- ☐ is enclosed herewith.

3. **Terminal disclaimer with disclaimer fee**

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d) of **\$70.00** for a small entity or **\$140.00** for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. **Statement.** The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

August 10, 2009

/Charles W. Griggers/

Date

Signature

Telephone Number: (770) 933-9500

Charles W. Griggers, Reg. No. 47,283

Typed or printed name

AT&T Legal Department – TKHR

Attn: Patent Docketing
One AT&T Way
Room 2A-207
Bedminster, NJ 07921
Customer No.: **38823**

Enclosures:

- ☐ Fee Payment
- ☒ Reply
- ☐ Terminal Disclaimer Form
- ☐ Additional sheets containing statements establishing unintentional delay
- ☐ Other: